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7 Sean Barnes and the Plaintiff Class
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10 **UNITED STATES DISTRICT COURT**

11 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

12 SEAN BARNES, individually, and on) **Case No. 4:10-cv-03586-LB**
13 behalf of all others similarly situated,)
14 Plaintiffs,) **CLASS ACTION**
15 vs.)
16) **JOINT STIPULATION AND**
17) **ORDER CONTINUING CASE**
18) **MANAGEMENT CONFERENCE**
19 Defendants.)
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21 Plaintiff SEAN BARNES (“Plaintiff”) and Defendant The Equinox Group, Inc.
22 (“Defendant”), through their respective counsel of record, stipulate as follows:

23 **WHEREAS** the Court continued the March 31, 2011 Case Management Conference to April
24 21, 2010 at 10:30 a.m.;

25 **WHEREAS** lead counsel for Plaintiff will be out of state on a prearranged trip in April and
26 unable to attend an Initial Case Management Conference during that time; and

27 **WHEREAS** Defendant does not oppose Plaintiff’s request to continue the Case Management
28 Conference hearing date from April 21, 2011 to April 28, 2011.

1 **THEREFORE**, the parties, through their undersigned respective counsel, stipulate and
2 request that the Court hereby order that, good cause appearing, the new date of the Case
3 Management Conference be **Thursday, April 28, 2010 at 10:30 a.m.**

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5 **IT IS SO STIPULATED.**

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7 Dated: April 4, 2011

SCOTT COLE & ASSOCIATES, APC

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10 By: /s/Molly A. DeSario
11 Molly A. DeSario, Esq.
12 Attorneys for the Representative Plaintiff
13 and the Plaintiff Class

14 Dated: April 4, 2011

JACKSON LEWIS LLP

15 By: /s/ JoAnna L. Brooks
16 JoAnna L. Brooks
17 Attorneys for Defendant
18 The Equinox Group, Inc.

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ORDER

2 Good cause appearing, the Initial Case Management Conference currently scheduled for
3 Thursday, April 21, 2011 at 10:30 a.m. shall be continued to the new date of **Thursday, April 28,**
4 **2011 at 10:30 a.m.** and the Joint Case Management Statement shall be filed on or before April 21,
5 2011.

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7 **IT IS SO ORDERED.**

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9 Dated: April 14, 2011



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